

Staff: OMB - Alan Rosenzweig

**Public Hearings**

- Item 40 Continuation of the First and Only Public Hearing on the Re-granting of Vested Development Rights for the Sam's East (a.k.a. Sam's Warehouse Club) and Doris Hastings' Properties, Pursuant to Section 10-99(d) of the Land Development Code (GEM/Development Services - Gary Johnson/David McDevitt)

Commissioner Winchester stated that a public meeting would be held to hear from the developer.

Speakers: Bob Pannell, Bob Scanlon, Nancy Miller and Linda Jamison.

Commissioner Thael requested that the meeting be publicly noticed so other Commissioners may attend.

Commissioner Thael asked staff about the process they went through that they first supported the re-vesting and now staff has reversed their position.

**Commissioner Winchester moved, seconded by Commissioner Proctor, to continue the Public hearing until Tuesday, January 27, 2004 at 6:00, to give applicant time to submit answers to questions by the County.**

**The motion carried 6-0, with Commissioner Grippa out of Chambers.**

Staff: GEM/Development Services - Gary Johnson/David McDevitt

Item 41

Second and Final Public Hearing to Adopt a Proposed Revision to Leon County's Temporary Uses Regulations Regarding Temporary Events of Public Interest (GEM/Development Services - Gary Johnson/David McDevitt)

Speakers:

- Becky Subrahmanyam - distributed information on Temporary Uses from Putnam County, and a sample Ordinance she developed for Leon County.
- Louis Maige, C. B. Subrahmanyam, Gregg Patterson.

County Attorney advised that if the Board did not adopt the Ordinance, there will be no regulation on temporary uses.

Commissioners expressed concern over temporary events being "age-discriminatory" and effects of Ordinance on neighborhoods.

**Commissioner Grippa moved, seconded by Commissioner Thael, to approve Option #1, as amended: Conduct the second and final Public Hearing and adopt the recommended revisions to the County's Temporary Uses Regulations, amending the Ordinance to reflect that no structure or equipment be within 1,000 feet of any residential property at all times.**

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**The motion carried 6-0, with Commissioner Winchester out of Chambers.**

Staff was directed to meet with individual Commissioners to make any other suggested changes.

Staff: GEM/Development Services - Gary Johnson/David McDevitt

- Item 42 Second and Final Public Hearing on a Proposed Ordinance Amending the Land Development Code to Address Protection of Cultural Resources  
(Growth & Environmental Management/Environmental Compliance - Gary Johnson/John Kraynak)

**Commissioner Maloy moved, seconded by Commissioner Rackleff, to approve Option #1: Conduct the second Public Hearing and adopt the proposed Ordinance amending the Land Development Code to address protection of Cultural Resources.**

Commissioners concerns:

- why the Ordinance does not address the Belle Aire Cemetery and graveyard across from Summerbrooke development issues
- the deletion of the words "shall expedite," Attachment #1, page 5 of 9, (3).
- the Ordinance states cultural but effects environmental
- unlawful delegation of authority
- too many "mays" in the Ordinance rather than will or shall.

**Commissioner Grippa made a substitute motion, seconded by Commissioner Proctor, to continue the agenda item to January 13, 2004 at 6:00 p.m.**

**The motion carried 6-0, with Commissioner Thaell \* out of Chambers.**

**\* Commissioner Thaell later recorded an affirmative vote; therefore the motion carried 7-0.**

Staff: GEM/Environmental Compliance - Gary Johnson/John Kraynak

- Item 43 Second and Final Public Hearing on a Proposed Ordinance Amending the Land Development Code's Environmental Management Act to Provide for a Redevelopment Ordinance  
(Growth & Environmental Management/Environmental Compliance - Gary Johnson/John Kraynak)

Commissioner Winchester asked if this Ordinance would apply to the Sam's site.

Board discussion regarding stormwater standards, preservation features of comprehensive plan, Countywide redevelopment ordinance and whether redevelopment in Bradfordville would be held under a higher standard.

**Commissioner Grippa moved, seconded by Commissioner Rackleff, to approve Option #1: Conduct the second public hearing and adopt the proposed Redevelopment Ordinance, amending the Leon County Code of Laws relating to the Environmental Management Act.**